

**PRESIDENT:** Not necessary; only if there is an objection the view of the House has to be taken and the members asked to stand, etc. The procedure suggested has to be taken if only objection is raised.

There was one other motion, I believe, of which notice has been given and which the President thought it expedient to consult the Dewan as to what his view in the matter was: and the President is now authorised to inform the House that the Dewan objects to the discussion of that motion under Rule 53.

**MR. P. K. NARAYANA PILLAI** (*Ambalapuzha I*): May we know what exactly that motion is?

**PRESIDENT:** The motion refers to the resolutions that have been passed at the various conferences held in Travancore recently. The motion is this:

"I beg leave to move that the business of the House be now adjourned in order to discuss a definite matter of urgent public importance viz., the attempt of certain sections of His Highness's subjects to bring the Government of Travancore into hatred, contempt and ridicule, by speeches made and resolutions passed in open conferences that were held recently and by the publication of the proceedings thereof in the Newspapers."

Communal feelings have already been considerably ruffled by discussion thereof in open conferences and, perhaps, by what has subsequently appeared in the newspapers, and the consequence of allowing the discussion on the floor of the House will be that that feeling would be still further embittered rather than bettered. For these reasons under Rule 53 it is considered not desirable to discuss the motion. Rule 53 is this:

"Notwithstanding anything contained in Rules 20 to 23, the Dewan may disallow any motion for adjournment on the ground that it cannot be moved without detriment to public interests, and, on his doing so, no further discussion of the motion shall take place."

**MR. P. K. NARAYANA PILLAI** (*Ambalapuzha I*): With respect to the other motions, may I know whether they are disallowed or allowed to stand?

**PRESIDENT:** They may be renewed for discussion. Only one is allowed now and that which could be disallowed at once has been disallowed.

**MR. S. J. NAIR** (*Nedumangad*): Sir, with respect to the arrangement of subjects in the agenda that is placed before the House, I request the Chair to see that the Vakils' Regulation Amendment Bill that stands in my name be placed under the heading "Introduction of the Bill". From the agenda that was placed before the House in the last session of the meeting, that is on the 12th Makaram 1109, it would be seen that the Bill was at its stage of introduction, it was actually introduced, it was discussed to a great extent and the introduction procedure was about to be closed. By that time the House adjourned. So I request the President to see that the mistake in today's agenda is corrected. I have written a letter to the Secretary to the Sri Mulam Assembly, in view of the fact that the last session was prorogued on

9-4-1935, requesting to get permission of the President to see that the procedure regarding the introduction of the Bill is continued in this session also.

**PRESIDENT :** In the first place the President is very reluctant to alter a course of business which has once been fixed particularly in regard to non-official business. All Honourable Members of the House are in possession of the agenda which includes the entire course of business which the House has got to discuss during the two days of its session.

The only question that I have got to consider is whether there has been any error on the part of the Assembly Office in the arrangement of the agenda. If there has been any, the benefit of that doubt must certainly be given to the members concerned. But in this case I find that the Assembly Office is not at fault. If there is any individual who is at fault it is the Honourable Member himself, for my attention has been drawn to a letter written by the Honourable Member himself on the 30th March in which he says :—

"I have the honour to give notice of my intention to move for leave to introduce The Vakils Regulation Amendment Bill in the ensuing session of the Assembly. I am submitting herewith a copy of the Bill and a full statement of Objects and Reasons. The Bill having been moved for leave to introduce in the last session of the Assembly, the discussion not being over, it was adjourned for the subsequent meeting of the session of the Assembly. Since, the last (4th) session of the Assembly has been prorogued I am submitting this now, in order to move for leave to introduce this in the next session of the Assembly."

Well, that is the case. The request made by the member himself finds it incorporated in the agenda. If there has been anything like a *bonafide* error on the part of the member, I appreciate, but at the same time whether, for the purpose of obliging one member to save him from something like a *bonafide* error, I should be right in disturbing the whole course of business that has been already put in the hands of the House, I am not sure. If the Honourable Member can seek the sympathy of his colleagues of this House and they all unanimously agree to the alteration of the agenda, the President for himself will have no objection.

**MR. S. J. NAIR (Nedumangad) :** I would draw the attention of the President to the letter that has been sent to the Secretary to the Assembly by me on the 4th April 1935. It would be evident from the contents of that letter that I have sought permission of the President for the actual introduction of the Bill. I am sorry that the Secretary has not brought that letter to the notice of the President. I submit that there is a clear case of error on the part of the Assembly Office for having misdirected the President in the matter of, ...

**PRESIDENT :** I might as well point out that the Secretary did bring that letter to my notice.

**MR. S. J. NAIR (Nedumangad) :** Sir, I submit that as a matter of right I might be permitted by the President to introduce the Bill in this session and continue its discussion.

**PRESIDENT :** As the President has already said, action was taken on the Honourable Member's first letter and the agenda was prepared accordingly. Now it is not within the province of the President to do any alteration but if the Honourable Member could get the sympathy of the House, then the President has no objection in altering the agenda.

• **MR. T. K. VELU PILLAI** (*Trivandrum—Urban*) : Sir, may I rise to a point of order. The Bill has been introduced in the House, and a number of members has spoken on it. No doubt the mover thought that he had a right in asking permission to introduce the Bill. But the office cannot forget what has transpired day after day and the member might have been corrected by the office. It is a very serious error that after so much was done in this House with regard to the Vakils Regulation Amendment Bill—

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*) : It was open to the member to introduce the Bill or not to introduce the Bill. But it was not open to the member to beg leave to introduce the Bill afresh. It was open to the member to write to the Secretary that he does not ask for leave to introduce the Bill but he only wanted to introduce the Bill. Now, sir, when after the non-official business has been fixed up already, at the eleventh hour the member stands up to say that he has committed a mistake by his first letter, and he wants to introduce the Bill.

**MR. E. V. KRISHNA PILLAI** (*Pattanamittita*) : May I know what was done in respect of the Bill last time?

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*) : The member knows it very well.

**MR. E. V. KRISHNA PILLAI** (*Pattanamittita*) : In view of the fact that the Bill was discussed threadbare during the last session is it fair for the Government to say that the House should go back on the Bill?

**MR. KAYALAM PARAMESWARAN PILLAI** (*Additional Head Sirkar Vakil*) : Government have nothing to do like that. It was quite unfair on the part of the member who introduced the Bill last time to ask for leave to introduce it afresh this time. But who is to blame; the Secretary of the Assembly or the member himself?

**MR. S. J. NAIR** (*Nedumangad*) : I want to introduce the Bill and not leave to introduce the Bill. May I know from the Law Member whether I have not said so in my second letter?

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*) : No, sir, he did not make any reference to his first letter. The Law Member had seen that letter this morning and that letter does not purport to correct the mistake.

**MR. S. J. NAIR** (*Nedumangad*) : May I know whether he could read out the letter in the House?

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*) : No, sir. It is impossible.

**MR. S. J. NAIR** (*Nedumangad*) : May I know whether the Assembly Office keeps the actual proceedings that take place in the House?

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*): I don't propose to answer that question.

**MR. E. V. KRISHNA PILLAI** (*Pattanamtitta*): In view of the fact that the merits of the Bill have already been discussed threadbare on the floor of this House is it competent for this House to apply for permission to introduce the Bill once more?

**PRESIDENT**: He had himself asked that the whole thing should be scrapped and begged leave to introduce the Bill afresh.

**MR. E. V. KRISHNA PILLAI** (*Pattanamtitta*): But the House has proceeded with some business on this Bill and discussed it at some length. In the face of that one member takes it into his head to scrape out all those things. Is it open to that member or is it not open to this House to ask the member to continue the discussion that has already been begun?

**PRESIDENT**: That is exactly the suggestion which the Chair has already made? The agenda has already been fixed. The President would be willing to bring about any alteration if the House wants it.

**MR. K. KUNJUKRISHNA PILLAI** (*Quilon I*): May I know whether anybody can compel the member to continue the discussion?

**PRESIDENT**: He might have stopped the discussion at that stage. But he wants to give fresh life to the Bill, and the manner in which he wants to give fresh life is by asking for leave to introduce the Bill.

**MR. K. KUNJUKRISHNA PILLAI** (*Quilon I*): Who knows whether it is not a new Bill?

**PRESIDENT**: Well, what is the sense of the House?

**MR. K. R. ELENKATH** (*Kalbullan I*): Sir, on page 31 of the Sri Mulam Assembly Manual it is said "if the motion be seconded, the principle of the Bill and its general provisions may then be discussed and if the motion be carried, the Secretary shall read the title of the Bill". Now, Sir, the Bill has been introduced by the member and sufficient discussion has been continued on it. I should like to know from the Chair whether any particular member can ask for leave to introduce the Bill again or whether it is within the right of the House to continue the discussion. And may I know further whether the Bill is not in the hands of the House?

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*): The session in which the Bill was introduced and debated upon has terminated and the motion automatically terminated. It is open to the member in charge of the Bill to move that the Bill be read again and if he does not do so the Bill automatically lapses. But if that session was adjourned *sine die* the Bill can be taken up during the next session. But here the session was prorogued.

**MR. S. J. NAIR** (*Nedumangad*): May I know from the Law Member whether the notice which I gave on 9-4-1935 was not a sufficient notice for the introduction of the Bill under law?

**PRESIDENT :** That question need not be answered. However we have carried the discussion long. If the sense of the House is that the motion should be altered in the form Mr. S. J. Nair wants it to be altered then I am agreeable to the alteration. But if the House will not give that permission the President will not alter the agenda. May I take that the House agrees to any change in the agenda?

(A voice) *Some of us are agreeable.*

**MR. K. KUNJUKRISHNA PILLAI (Quilon I):** But the President said that he wants the unanimous agreement of the House.

**PRESIDENT :** Yes, I want the House to be unanimous on a matter like this.

**MR. A. THANU PILLAI (Trivandrum-Rural)** May I appeal to the House to consider the fact that the Bill was considered at very great length, many members spoke on it and the matter was practically discussed in full. Though I myself am very strongly opposed to the principle of the Bill, we have to be fair to Mr. S. J. Nair who appears to have made a *bona fide* mistake. The office also seems not to have brought to the notice of the member that he was clearly making a mistake. I am not finding fault with anybody.

**PRESIDENT :** It is not the business of the office to draw the attention of the member to the mistake he commits.

**MR. A. THANU PILLAI (Trivandrum-Rural) :** The Bill was discussed in full and it was about to be voted upon last time. In these circumstances I appeal to each and every member of the House to allow Mr. S. J. Nair an opportunity to see that the Bill is put to the vote of the House.

**MR. S. J. NAIR (Nedumangad)** Sir, I must be permitted to continue the discussion on the Bill.

**PRESIDENT :** So the agenda is to be altered accordingly. Is it not Mr. S. J. Nair? I would like to ascertain the sense of the House.

The question whether the agenda may be altered according to Mr. S. J. Nair's request was put to the vote and carried.

**MR. KAYALAM PARAMESVARAN PILLAI (Additional Head Sirkar Vakil):** I had my own Bill about the Bar Council yesterday, and if I had known that Mr. S. J. Nair's Bill was actually to be introduced I would have pressed for my Bill being taken up. I would not have allowed my Bill to be postponed. I would have arranged my business accordingly. I am now in a somewhat delicate situation. I have been denied the privilege of bringing to the notice of the House my Bill on the same matter. I would therefore request you, Sir, at least to postpone Mr. Nair's Bill to the next meeting. If I had known at least this morning that Mr. Nair was going to introduce his Bill and not merely ask for leave to introduce, I would have arranged my business in such a manner as to bring my Bill before the House.

**MR. S. J. NAIR (Nedumangad) :** The Law Member is not in order in making these observations since the question has been voted upon and the President has given his ruling.

THE TRAVANCORE PROVIDENT INSURANCE SOCIETIES REGULATION 127  
(AMENDMENT) BILL.

**PRESIDENT :** The President has not yet given his ruling: he is only considering the question.

In view of the fact that there is a large body of opinion in the House in favour of the alteration of the agenda, and in view of the fact that Mr. S. J. Nair admits his guilt to a certain extent, although he pleads in extenuation that he sent a second letter which was not taken proper notice of by the Assembly Office and most of all, in view of the fact that this measure has already been discussed, perhaps threadbare on the floor of the House, I think I should, at least to save the time of the House, accede to the request of Mr. S. J. Nair and allow the alteration of the agenda according to his request.

**MR. KAYALAM PARAMESVARAN PILLAI** (*Additional Head Sirkar Vakil*): I have not got the file before me; I have not come prepared. May I therefore suggest that the Bill may be taken up the next day?—there is another non-official day.

**PRESIDENT :** I am quite willing to accommodate you. The Bill will be taken up on Saturday.

### Legislative Business.

#### THE TRAVANCORE PROVIDENT INSURANCE SOCIETIES REGULATION (AMENDMENT) BILL.

**MR. PUTHUPALLI S. KRISHNA PILLAI** (*Quilon II*): I beg to present the report of the Select Committee appointed for considering the Travancore Provident Insurance Societies Regulation (Amendment) Bill.

Of the members constituting the Select Committee, Mr. Thanu Pillai alone happened to be absent. He was ill. All the others were present; and a unanimous report has been submitted.

There were two points proposed by the Amending Bill. One was the reduction of the percentage of annual deposit from 15 to 5. On that point the Committee decided that at present no reduction need be made but that the old percentage must be maintained.

The second point was to reduce the maximum deposit from Rs. 50,000 to Rs. 25,000. On that point the Committee agreed that the reduction may be made.

**MR. K. KUNJUKRISHNA PILLAI** (*Quilon I*): I second it.

**PRESIDENT :** What is the motion?

**MR. PUTHUPALLI S. KRISHNA PILLAI** (*Quilon II*): I move that the Bill, as revised by the Select Committee, be taken into consideration.

#### Clauses 1 and 2.

The question that clauses 1 and 2, as revised by the Select Committee, do form part of the Bill, was put to vote and carried.

The clauses were added to the Bill.

#### Clause 3.

**MR. A. THANU PILLAI** (*Trivandrum-Rural*): I do not propose to move the following amendment:—

**"Omit Clause 3."**